

Matter of Burke,
Del. Supr., No. 481, 1994 (1/19/95),
655 A.2d 306 (table), 1995 WL 24908

Disciplinary Rules: DLRPC 5.5(a), 7.2(a), 8.1(a), 8.4(c)

Nature of Case:

The respondent lawyer was admitted to practice in Delaware in 1975, but was granted a certificate of retirement in 1986. The respondent was then admitted to the North Carolina bar in 1988. In 1993, formal disciplinary charges were brought against the respondent in North Carolina alleging that he had submitted false responses in his North Carolina bar application, that he had used a false and misleading letterhead while living and doing business in Florida (where he had not been admitted to practice law), that he performed legal work in Florida for residents of Maryland (where he had not been admitted to practice law), Delaware, and Florida. As a result of disciplinary proceedings in North Carolina, the respondent was disbarred in that state on March 18, 1994. The Office of Disciplinary Counsel then petitioned the Board on Professional Responsibility for the imposition of identical reciprocal discipline in Delaware.

Action Taken By The Court:

The Board on Professional Responsibility found that the respondent's violation of various disciplinary rules in North Carolina were equivalent to violations of certain of the DLRPC, listed above. The Board then recommended to the Supreme Court that identical reciprocal discipline be imposed in Delaware. By order of the Court, the Board's report was approved, and the respondent was disbarred.